

September 2004 Unified Program Newsletter

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Cal/EPA

September 30th Deadline for Submittal of FY 03/04 Summary Reports

This is a reminder to CUPA managers, that Summary Reports for FY 03/04 are due this month. The Single Fee Summary Report 2, Annual Inspection Summary Report 3, and Annual Enforcement Summary Report 4 are due on September 30th. Data from these reports is used by State and Federal agencies in a variety of ways. With the planned change in the evaluation process in early 2005 an extensive use of the data in these reports will also be used to determine the timing, frequency, and scope of CUPA evaluations. Cal/EPA encourages CUPAs to submit the reports in a timely manner. Copies of the forms and instructions are available on the Unified Program website publication page.

<http://www.calepa.ca.gov/CUPA/Publications/#CUPAtoState> Any questions can be directed to Bridget Binning at (916) 327-9557 or the e-mail address below.

Summary Reports 2-4 can be submitted electronically to Bridget Binning at Bbinning@calepa.ca.gov. Or reports can be mailed to the attention of Bridget Binning at:

Cal/EPA
Unified Program Section
1001 I Street, 2nd Floor
PO Box 2815
Sacramento, CA 95812

Congratulations to Melissa Martel from Humboldt County CUPA for being the first to submit FY 03/04 Summary Reports 2-4.

Report 1 Fee Submittal Address

CalEPA has recently received a number of surcharge payments mailed to an incorrect address. Misdirected checks may result in delays in getting funds into the appropriate account and may result in actual loss of funds. We verified the correct mailing address with our Accounting Office and updated the instructions for Report 1 accordingly (<http://www.calepa.ca.gov/CUPA/Documents/R1Instruct.pdf>). Please review the address you/your accounting department are currently using and ensure you are using the following address:

Air Resources Board
Attn: Accounting
P.O. Box 1436
Sacramento, CA 95812

Thanks for your assistance.

Contract with Office of Administrative Hearings

The contract to provide CUPAs with Administrative Law Judge hearings on AEOs has been renewed for Fiscal Year 2004-2005. Guidance on how to access the services provided in the contract is available on the Unified Program website [publications page](#). If you have any questions, please contact Dennis Karidis at 916-327-9558 or dkaridis@calepa.ca.gov.

State Water Resources Control Board

UST Training Materials

The State Water Resources Control Board (SWRCB) will be posting an electronic version of the Underground Storage Tank Inspector Training Manual on our web site. The information to be posted on the web is under review by our legal staff. Once the material has been reviewed, we will post to the web and send out a broadcast email to the CUPAs. We expect to have the material posted and notification sent by September 16, 2004.

UST Program Contact: Laura Chaddock, chaddockl@swrcb.ca.gov, 916-341-5870

Vacuum, Pressure, and Hydrostatic (VPH) Monitoring Equipment Status

The Beaudreau SystemOne vacuum monitoring system was added to Local Guidance (LG) Letter 113 on July 27, 2004. Interested parties can check the "LG 113 News" section of the LG 113 website to see listings for newly added equipment:

http://www.swrcb.ca.gov/ust/leak_prevention/lg113/Misc_Files/LG113_News.html

We will also be updating the "Hot Topics" section of the UST Program webpage to include a link to LG 113, listing all approved continuous VPH monitoring equipment.

UST Program Contact: Scott Bacon, bacons@swrcb.ca.gov, 916-341-5873

Local Guidance Letter 165: Storage Tanks in Containment Structures Located Beneath the Surface of the Ground

After drafts were circulated to the CUPA Forum Board, state and federal, and other interested parties, with comments incorporated as appropriate, Local Guidance (LG) Letter 165, "Storage Tanks in Containment Structures Located Beneath the Surface of the Ground" was e-mailed to local agencies on July 14, 2004. LG 165 answers commonly asked questions regarding whether storage tanks in containment structures (e.g., vaults or basements) located beneath the surface of the ground are underground storage tanks (USTs), and if so, whether such USTs are exempt from the requirements set forth in Chapter 6.7 of the Health and Safety (H&S) Code and Chapter 16 of Title 23, of the California Code of Regulations (CCR). LG 165 also discusses whether such storage tanks are aboveground storage tanks (ASTs) as defined in the H&S Code. A copy of LG 165 will be posted on the UST Program website (www.swrcb.ca.gov/ust).

UST Program Contact: Laura Chaddock, chaddockl@swrcb.ca.gov, 916-341-5870

Emergency Regulation - Interstitial Liquid Level Measurement (ILLM)

On May 20, 2004, the Board adopted a resolution authorizing an emergency regulation defining the term "interstitial liquid level measurement". Interstitial liquid level measurement monitoring is commonly referred to as hydrostatic monitoring. The emergency regulations were approved by the Office of Administrative Law (OAL) on July 29, 2004. The emergency regulation adds the following definition to Title 23, section 2611: "Interstitial Liquid Level Monitoring Method" (as the term is used in section 25290.1 of the Health and Safety Code) or "Hydrostatic Monitoring Method" means a release detection method that continuously monitors the liquid level within a liquid-filled interstitial space of an underground storage tank. The term includes only those release detection systems that are capable of detecting a breach in the primary or secondary containment of the underground storage tank component(s) being monitored before the hazardous substance stored is released to the environment. To accomplish this, the liquid in the interstitial space shall be maintained at a pressure greater than the operating pressure found within the component(s) being monitored. This pressure may be achieved, for example, by adequately elevating the liquid reservoir or by pressurizing the liquid-filled interstice. Hydrostatic monitoring methods shall meet the requirements of section 2643, subdivision (f).

UST Program Contact: Scott Bacon, bacons@swrcb.ca.gov, 916-341-5873

Red Tags

Due to a difficult procurement process, we have had to scale back significantly the total number of red tags/bags we originally wanted to order. Fortunately, the red tags/bags are re-usable. Nevertheless, we are committed to delivering at least a minimum number of red tags/bags with the anticipation of fulfilling

the needs of each agency at some future date. On June 22, 2004, we sent an e-mail out to a single-point of contact per agency asking for the minimum number of red tags/bags needed for each jurisdiction. To date, we have heard back from approximately 50% of the agencies. If your agency has not responded and you want some red tags/bags, please respond to Michael Sahlin (sahlinm@swrcb.ca.gov) with the minimum number of red tags/bags needed for your jurisdiction as soon as possible. Information on the UST "Red Tag" regulations is available on the SWRCB UST Program website (www.swrcb.ca.gov/ust). UST Program Contact: Leslie Graves, lgraves@swrcb.ca.gov, 916-341-5810

Electronic Submittal of Information Regulations

The Office of Administrative Law (OAL) returned the regulations to the SWRCB for minor modifications, additional public comment on the minor modifications, and return to OAL within 120 days. On July 28, 2004, SWRCB staff sent a revised version of these regulations for public comments. Comments on the proposed modifications are being accepted until August 13, 2004. Information on these proposed regulations is available on the SWRCB UST Program website (www.swrcb.ca.gov/ust). UST Program Contact: Kevin Graves, gravesk@swrcb.ca.gov, 916-341-5782

UST Owner/Operator Outreach Sessions

UST Program staff will be hosting eight "UST Owner/Operator Outreach Sessions" in four locations throughout California in September 2004. These sessions are designed specifically for UST owners and designated UST operators. Although the SWRCB cannot provide "training," these sessions will provide an opportunity to learn more about the January 1, 2005 deadline and associated requirements. A flyer with more details was e-mailed to Interested Persons and Local Agencies on August 20, 2004, see attached copy.

UST Program Contact: Raed Mahdi (mahdir@swrcb.ca.gov; 916-341-5871)

Department of Toxic Substance Control

FAQ for Electroplaters

DTSC has prepared a FAQ for Electroplaters that is posted at:

http://www.dtsc.ca.gov/HazardousWaste/HWM_FAQ_PLATERS-GUIDANCE.pdf

This guidance is made available to assist electroplaters in avoiding the eight most common violations found during recent inspections of facilities.

Fraudulent Fee Collection for EPA ID Numbers

Warning! DTSC has become aware that a person who falsely claims to be a state employee is fraudulently collecting a fee for EPA ID numbers. This person is NOT a representative of DTSC or any other state or federal agency. There is no charge for applying for an EPA ID number. If you have been approached by this person, please contact the Los Angeles area office for the Environmental Protection Agency-Criminal Investigation Division at (626) 583-7528. For more information on EPA ID numbers, visit DTSC's website. <http://www.dtsc.ca.gov/>

Rejected Shipments (Loads) of Hazardous Wastes Fact Sheet

The Department of Toxic Substances Control recently completed a Fact Sheet on Rejected Shipments (Loads) of Hazardous Wastes. It may be found at:

http://www.dtsc.ca.gov/PublicationsForms/HWM_FS_RejectedWastes.pdf

Enforcement

Press Release - August 23, 2004 (DTSC)

\$50,000 Settlement Reached with Clearwater Environmental Management, Inc.

http://www.dtsc.ca.gov/HazardousWaste/Alviso_Oil/NEWS_2004_T-46-04.pdf

Press Release - August 17, 2004 (DTSC)

Chief Deputy Director Commends Joint Enforcement Effort:

Santa Monica Store Owner Pleads Guilty to Illegal Discharge

http://www.dtsc.ca.gov/NewsReleases/2004/NEWS_2004_T-45-04.pdf

Press Release - August 6, 2004 (DTSC)

Department Issues Consent Order To Babcock, Inc.

http://www.dtsc.ca.gov/HazardousWaste/Babcock/NEWS_2004_T-40-04.pdf

August 2004 Region 9 News

(08/19/2004) [U.S. EPA fines Santa Barbara construction company for asbestos](#) - SAN FRANCISCO The U.S. Environmental Protection Agency yesterday fined Blankenship Construction Inc. \$5,000 for asbestos violations during demolition work on structures located on Bath Street in Santa Barbara in 2001.

(08/19/2004) [U.S. EPA penalizes Los Angeles medical lab \\$156,000](#) - The U.S. Environmental Protection Agency penalized Grifols Biologicals Inc. and Alpha Therapeutic Corporation \$156,546 yesterday for hazardous waste violations discovered at their Los Angeles facility in 2002.

(08/12/2004) [U.S. EPA fines San Diego-area mining operators \\$11,000 >](#) - LOS ANGELES - The U.S. Environmental Protection Agency recently fined mining operators Joseph Weber and Albert Julian \$11,000 for illegal grading and dumping fill materials into the San Luis Rey River, north of San Diego County, Calif.

(08/11/2004) [U.S. EPA Waives \\$124,000 Penalty After Lab Discloses Environmental Violations](#) - LOS ANGELES The U.S. Environmental Protection Agency recently waived a \$123,541 penalty against Paragon Laboratories, based in Torrance, Calif., after the firm self-disclosed, and corrected, its violations of Emergency Planning and Community Right-to-Know Act release reporting requirements.

(08/10/2004) [EPA files \\$17 million suit for cleanup costs at Waste Disposal, Inc., site](#) - LOS ANGELES - In an effort to recover approximately \$16 million in cleanup costs incurred by the U.S. Environmental Protection Agency at the Waste Disposal, Inc. Superfund Site, located in Santa Fe Springs, Calif. near Los Angeles, the U.S. Department of Justice has filed a suit against Powerine Oil Company, CENCO Refining Company, and Energy Merchant Corporation, in the U.S. District Court for the Central District of California.

(08/06/2004) [U.S. announces \\$2 billion sewage spill agreement for City of Los Angeles](#) - LOS ANGELES In one of the largest sewage cases in U.S. history, the Department of Justice, U.S. Environmental Protection Agency, the Los Angeles Regional Water Quality Control Board, Santa Monica Baykeeper and a coalition of Los Angeles community groups have reached a \$2 billion settlement with the city of Los Angeles over years of sewage spills.

The Unified Program Section is interested in your comments and suggestions regarding the newsletter. Please provide comments and suggestions to Anie Wilson at (916) 327-9559 or awilson@calepa.ca.gov.

[Cal/EPA Unified Program Home Page](#)



Terry Tamminen
Secretary for
Environmental
Protection

State Water Resources Control Board

Division of Water Quality
1001 I Street • Sacramento, California 95814 • (916) 341-5775
Mailing Address: P.O. Box 2231 • Sacramento, California • 95812
FAX (916) 341-5808 • <http://www.swrcb.ca.gov>



Arnold Schwarzenegger
Governor

UST OWNER/OPERATOR OUTREACH SESSIONS

Join us to learn more about the upcoming requirements for owners and "designated UST operators".

State Water Resources Control Board (SWRCB), Underground Storage Tank (UST) Program staff is hosting eight UST owner/operator outreach sessions in four locations throughout California. These outreach sessions are designed specifically to inform UST owners and "designated UST operators" of the upcoming deadline and associated requirements. Newly adopted regulations require that all UST facilities must have a designated UST operator by January 1, 2005. SWRCB, UST Program staff will present information and answer questions about the new requirements for UST owners and designated UST operators.

Registration:

Registration is highly recommended because space is limited. Register to guarantee your admittance, a nametag, and handouts. There will be two sessions per day. You should only register and attend one session. Registration is easy, and it is **FREE**! Go on-line to: www.cce.csus.edu/cts/ust/ or call (800) 858-7743 or (916) 278-4433 and reserve your space today.

Sessions Dates, Times, and Locations:

September 8, 2004 — Redding, CA
Session # 1: 10:00 A.M. — 12:00 P.M.
Session # 2: 1:30 P.M. — 3:30 P.M.
Holiday Inn, Redding, CA
1900 Hilltop Drive
Redding, CA 96002
(530) 221-7500
Free parking

September 14, 2004 — Sunnyvale, CA
Session # 1: 10:00 A.M. — 12:00 P.M.
Session # 2: 1:30 P.M. — 3:30 P.M.
Sheraton Hotel, Sunnyvale, CA
1100 N. Mathilda Ave
Sunnyvale, CA 94089
(408) 745-6000
Free parking

September 16, 2004 — Fresno, CA
Session # 1: 10:00 A.M. — 12:00 P.M.
Session # 2: 1:30 P.M. — 3:30 P.M.
Radisson Hotel & Conference Center
2233 Ventura Street
Fresno, CA 93721
(559) 268-1000
Free parking

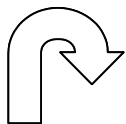
September 29, 2004 — Anaheim, CA
Session # 1: 10:00 A.M. — 12:00 P.M.
Session # 2: 1:30 P.M. — 3:30 P.M.
Marriott, Anaheim/Orange County
700 West Convention Way
Anaheim, CA 92802
(714) 750-8000
Parking: Discounted rate of \$8.00

(See page 2 for additional information.)

California Environmental Protection Agency



Recycled Paper



For directions to session locations, use Mapquest (www.mapquest.com) or Yahoo Maps (www.yahoo.com).

The sessions are open to the public and are designed for UST owners and designated UST operators. There will be two identical sessions each day. Interested individuals need **only** attend one session. Check-in for the **morning sessions** will begin at 9:30 A.M. and check-in for the **afternoon sessions** will begin at 1:00 P.M.

If you have questions regarding these sessions, please contact Mr. Raed Mahdi (E-mail: mahdir@swrcb.ca.gov; Phone: 916-341-5871).

For up-to-date information on these sessions, go on-line to:
www.cce.csus.edu/cts/ust/ or www.swrcb.ca.gov/ust

